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DAVIS & BUJOLD, PLLC

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Approved for use through 9/30/00. OMB 0851-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it displays a valid OMB control number. **Application Number** 10/554,148 Confirmation Number TRANSMITTAL Filing Date with an effective filing date of April 20, 2004 **FORM** First Named Inventor Olivier BREGUET (to be used for all correspondence after initial filing) Group Art Unit 3732 Examiner Name Heidi M. BASHEW <u>Fax: (571) 273-8300</u> Total No. of Pages In this Submission: 11 Attorney Docket Number **NITROS P174US** ENCLOSURES (check all that apply) ☐ Fee Transmittal Form ☐ Assignment papers □ After Allowance Communication (in Duplicate) (for an Application) to Group □ Drawing(s) --Annotated Sheet(s) ... []
Replacement Sheet(s) ... [] □ Fee attached - Check \$ Appeal Communication to Board of Appeals and Interferences ■ Response [10] Licensing-related Papers ☐ Appeal Communication to Group After Final (Appeal Notice, Brief, Reply Brief) ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful) □ Affidavits/declaration(s) □ Proprietary Information Extension of Time Request ☐ Status Letter (in Duplicate) To Convert a Provisional Petition Additional Enclosure(s) Power of Attorney, Revocation Change of Correspondence Address □ Express Abandonment Request (please identify below): ☐ Information Disclosure Stmt □ Terminal Disclaimer ☐ Certified Copy of Priority Document(s) Small Entity Statement □ Response to Missing Part/s Request for Refund Incomplete Application □ Response to Missing Parts under 37 CFR 1.52 or 1.53 REMARKS SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Individual Name Michael J. Bujold Reg. No. 32,018 CUSTOMER NO. 020210 DAVIS & BUJOLD, P.L.L.C Signature Date January 26, 2009 CERTIFICATE OF TRANSMISSION I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on __January alle Signature Date: January 26, 2009

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Response Under 37 CFR 1.116 CENTRAL FAX GENTER **Expedited Procedure** Examining Group: 3711

JAN 26 2009

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DAVIS & BUJOLD, PLLC

In re Application of

Serial no.

Confirmation No. Filed

For

10/554,148 with an effective filing date of April 20, 2004 INSTRUMENT FOR DRILLING RADICULAR CHANNELS

3711 Heidi M. BASHEW NITROS P174US

Olivier BREGUET

Group Art Unit Examiner Docket

BOX AF

The Commissioner for Patents U.S. Patent & Trademark Office P. O. Box 1450 Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

[XXX] NO FEES ARE PAYABLE WITH RESPECT TO THIS RESPONSE.

In response to the official action mailed October 24, 2008, please enter the following before reconsideration of this application -please note that January 24 and 25, 2009 were a Saturday and a Sunday, respectively, thereby permitting a timely response to the outstanding official action on Monday, January, 26, 2009.

In the Claims:

Please cancel claim 31, without prejudice or disclaimer of the subject matter therein, and amend claims 15, 29, and 30 as follows in which the claim additions are shown by underlining and/or the claim deletions are shown by either strikeout or brackets. Please enter the amended claims into the record of this case.